

**GREATER LINCOLN LOCAL WORKFORCE INVESTMENT BOARD  
AND  
CHIEF ELECTED OFFICIAL  
AGREEMENT**

This agreement is by and between the Chief Elected Official of the Greater Lincoln area and the Greater Lincoln Local Workforce Investment Board in regards to the implementation of the Workforce Investment Act.

WHEREAS, the Mayor of Lincoln is the Chief Elected Official(hereinafter referred to as the "CEO") of the Greater Lincoln Area which is comprised of the City of Lincoln, Lancaster County and Saunders County designated under Section 117 (c)(1)(B) of Public Law 105-220 (hereinafter referred to as the "Act"); and

WHEREAS, The CEO is the "local grant recipient for, and shall be liable for any misuse of, the grant funds" under section 117 (d)(3)(B)of the Act; and

WHEREAS, the CEO is the appointing authority for the Workforce Investment Board under Section 117 (c)(1)(a) of said Act; and

WHEREAS, it is the responsibility of the Greater Lincoln Local Workforce Investment Board, hereinafter referred to as "LWIB", to develop the five-year local workforce investment plan, coordinate and conduct oversight of the One-Stop System and provide oversight of the Act's Title I in this area in partnership with the CEO; and

WHEREAS, the CEO and the LWIB may enter into an agreement describing the respective roles and responsibilities of the parties under Interim Final Rule 661.300(c) of the Act and as required by the Governor for approval of the local plan; and

WHEREAS, the parties desire to enter into an agreement to provide and perform the obligations of the Workforce Investment Act to the eligible residents of the Greater Lincoln Area.

NOW THEREFORE IT IS MUTUALLY AGREED:

**AUTHORITY AND RESPONSIBILITIES OF THE CHIEF ELECTED OFFICIAL**

1. Appoint members to the LWIB in accordance with the Act
2. Approve a Memorandum of Understanding with the One-Stop Partners.
3. Approve the designation and certification of the one-stop operator by the LWIB.
4. Approve the designation of the geographic area used for measuring the performance of the local fiscal agent, eligible providers, and the one-stop delivery system.
5. Approve the LWIB local plan submission but not until such plan has been reviewed and commented upon by Saunders and Lancaster County.
6. Provide administration and oversight of the delivery system.

7. Administer funds allocated to the local system and bear full liability for misuse of grant funds.
8. Approve or deny applications for funds for the local system.
9. Execute all contracts and agreements with the United States Department of Labor, the governor of Nebraska or other departments, agencies, organizations, businesses, or local governments as deemed necessary.
10. Authority to apply for, receive and expend grants, and to make transfers of unencumbered balances between major expense categories. When such transfers take place, the CEO shall inform the parties by filing a written statement within seven days. Each party shall have ten days from the receipt of the notification from the CEO to respond to the proposed transfer of funds. If there is no response within ten days, the party is deemed to have approved of the transfer.
11. Annually prepare an operating budget for the local workforce investment system on behalf of the LWIB. The Budget shall be approved by the LWIB.

### **AUTHORITY AND RESPONSIBILITIES OF THE LWIB**

1. Develop and submit a local plan to the Governor with the approval of the CEO.
2. With the approval of the CEO, designate and certify one-stop operators and terminate for cause the eligibility of such operators.
3. Select eligible providers of youth activities by awarding grants or contracts on a competitive basis based on the recommendations of the youth council with the approval of the CEO and conduct oversight with respect to the providers.
4. Identify eligible providers of training services for adults and dislocated workers.
5. Identify eligible providers of intensive services by awarding contracts with the approval of the CEO, if the one-stop operator does not provide such intensive services in the local workforce area.
6. Approve the budget for the local workforce investment system as prepared by the CEO. The local board may solicit and accept grants and donations from sources other than federal funds with the approval of the CEO.
7. May conduct oversight of local programs of youth activities and local employment and training activities for adults and the one-stop delivery system in the local area in partnership with the CEO.
8. Negotiate and reach agreement on local performance measures with the agreement of the CEO.
9. Assist the Governor in developing the statewide employment statistics system.
10. Coordinate the workforce investment activities carried out in the local area with economic development strategies and develop other employment linkages.
11. Promote the participation of private sector employers in the workforce investment system and ensure connecting, brokering, and coaching activities through intermediaries such as the one-stop operator in the local area or through other organizations.
12. Develop and execute Memorandum of Understanding with One-Stop partners as designated by the Act and the State, consistent with the local plan with the agreement of the CEO.
13. Contracts for service providers and amendments thereto shall be approved by the LWIB and the CEO and shall be executed by the respective signatories for each body.
14. May utilize personnel services granted to the LWIB from the Mayor's office, Urban Development Department, City Attorney and City Finance in carrying out the work of the Board.

## AMENDMENT OF AGREEMENT

1. Either party may propose amendments to this agreement at any time. Requests for amendments shall be authorized in accordance with the Bylaws of the body initiating the request. No proposed amendment may be considered by the body unless a written copy has been mailed to the members of the body at least 10 days prior to consideration.

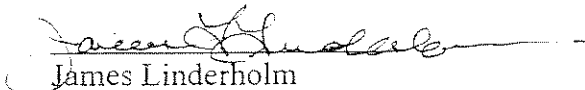
## ENTIRE AGREEMENT


1. The entire agreement of the parties is contained herein and this agreement supersedes any and all prior oral agreements between the parties relating to the subject matter thereof.

## RATIFICATION OF AGREEMENT

1. This agreement shall require the approval of the CEO and LWIB by a majority vote of the members present at a LWIB Board Meeting, authorizing the execution of the agreement.

IN WITNESS THEREOF

  
James Linderholm  
Chair, LWIB

  
Mayor Don Wesely  
Chief Elected Official

SH 20234  
41-8075

EXECUTIVE ORDER NO. 59367

BY VIRTUE OF THE AUTHORITY VESTED IN ME by the Charter of the City of Lincoln, Nebraska:

I hereby approve and accept on behalf of the City of Lincoln the attached agreement between the Greater Lincoln Local Workforce Investment Board and the Chief Elected Official of the Greater Lincoln Area. The attached agreement specifies the authority and responsibility of each party in regards to the implementation of the Workforce Investment Act, as required by the Governor of the State of Nebraska.

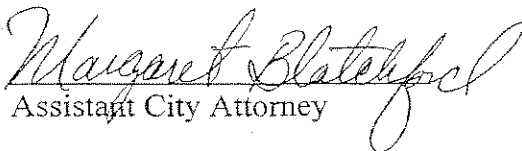
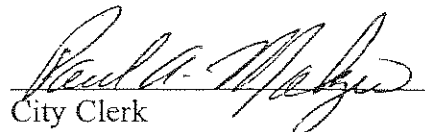
The City Clerk is hereby directed to return two fully executed originals of this agreement and an executed copy of this executive order to James Linderholm, Chairperson of the Greater Lincoln Local Workforce Investment Board.

Dates this 28 day of Feb, 2000

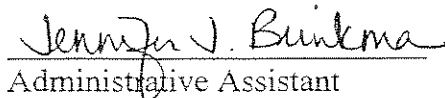


Don Wesely, Mayor

Approved as to Form & Legality:

  
Assistant City Attorney  
City Clerk

Staff Review Completed:

  
Administrative Assistant